**GOVERNMENT OF ANDHRA PRADESH**
**ABSTRACT**

PUBLIC SERVANTS – Prohibition & Excise Department – Sri G.Krishna Rao, Retired P&E Inspector involved in two liquor syndicate cases of Nellore District – Implemented the orders dated 25.09.2019 in W.P.No.13476/2019 and dated 25.09.2019 in W.P.No.13520/2019 of Hon'ble High Court – Sanctioned Pensionary benefits – Implemented the orders dated 23.02.2023 in W.P.No.4462 of 2023 filed by Sri G.Krishna Rao, Retired P&E Inspector, for payment of interest on delayed pensionary benefits – Orders – Issued.

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**REVENUE (VIGILANCE-IV) DEPARTMENT**

**G.O.Rt.No.760** **Dated: 17.08.2023**

**Read the following:-**

1. From the DG, ACB Lr.Rc.No.23/RCO-NNL/2012, Dated:12-10-2012.
2. From DG, ACB Lr.Cr.No.70/RCO-NNL/2012, Dated 05.11.2012.
3. Govt. Memo.No.46420/Vig.V(2)/2012-1, Rev.(Vig.II)Dept., dated 16-01-2013.
4. Govt. Memo.No.49902/Vig.V(2)/2012-1, Rev (Vig.II) Dept., dated 16.01.2013.
5. Orders dated 25.09.2019 of Hon'ble High Court in W.P.No. 13476 /2019 & 13520/2019 filed by Sri G.Krishna Rao, Retd.P&E Inspector.
6. Contempt Case No.906 of 2020 in WP No.13520 of 2019 and Contempt Case No.912 of 2020 in WP.No.13476 of 2019 filed by Sri G.Krishna Rao, Retd., P&E Inspector.
7. G.O.Rt.No.197, Rev (Vig.III) Dept., dated 23.03.2022.
8. Orders dated 23.02.2023 of Hon'ble High Court in W.P.No.4462 of 2023 filed by Sri G.Krishna Rao, Retired P&E Inspector.
9. From Sri G.Krishna Rao, Retired P&E Inspector representation dated –Nil- (Received on 27.03.2023).
10. From the Commissioner of Proh.& Excise Dept, AP, Vijayawada Lr. Cr.No.5780/2019/CPE/C4, dated:13.04.2023.

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O R D E R :

Whereas, Sri G.Krishna Rao, Retired P&E Inspector, while in service was involved in two Liquor Syndicate cases of Nellore district along with other Prohibition and Excise officials and recommended him in both cases to place on his defence before TDP by DG, ACB. After following due procedure, Government entrusted his two cases to TDP along with other P&E officials. In the two cases, charge memos were issued by the TDP in TEC No.596/2013, dated 17.01.2018 and in TEC No.457/2013, dated 29.11.2018 respectively. Subsequently, he was retired from service on 31.01.2019. Sri G.Krishna Rao, Retired P&E Inspector filed W.P.No.13476/2019 and W.P.No.13520/2019 before the Hon'ble High Court on two charge memos and for pensionary benefits. In the above two cases, the Hon'ble High Court directed the respondents to conclude the enquiry pending against petitioner, within a period of three months from the date of receipt of a copy of this order, failing which the charge memos shall stand quashed vide orders dated 25.09.2019. The Government have filed two writ appeals (484/2021 and 485/2021) on the above orders of Hon'ble High Court, which were dismissed by the Hon'ble High Court. Further, Sri G.Krishna Rao, Retired P&E Inspector filed Contempt Case Nos.906, 912 of 2020 before the Hon'ble High Court for not implementing the above orders dated:25.09.2019 in WP.Nos.13520,13476 of 2019.

2. Whereas, in the reference 7th read above, the Government after examining the matter, implemented the orders dated 25.09.2019 of the Hon'ble High Court passed in W.P.No.13476 of 2019 and orders dated 25.09.2019 of the Hon'ble High Court passed in W.P.No.13520 of 2019 respectively and sanctioned all the pensionary benefits to Sri G.Krishna Rao, Retired P&E Inspector.

**(P.T.O)**

3. Whereas in the reference 8th read above, Sri G.Krishna Rao, Retd P&E Inspector has filed W.P.No.4462 of 2023 before the Hon'ble High Court for payment of 9% p.a. interest on delayed Retirement benefits in terms of the orders passed in W.A.No.383 of 2022, dated 12-7-2022.

5. And whereas, the Hon'ble High Court in its order dated 23.02.2023 in W.P.No.4462 of 2023 has passed orders directing the respondents to pay the retirement monetary benefits to be payable and along with interest @ 9% p.a. on the delayed retirement benefits i.e., Full Pension, Gratuity, Encashment of Earned Leave, and Commutation of Pension, from the date of retirement to till the date of actual payments made to the petitioner, in terms of the judgment dated 12.07.2022 passed by the Division Bench of this Court in Writ Appeal No.383 of 2022.

6. And whereas in the reference 10th read above, the Commissioner of Prohibition & Excise, while enclosing a copy of the representation of Sri G.Krishna Rao, Retd P&E Inspector, has requested the Government to take further necessary action for sanction of interest @ 9% on the delayed payments of pensionery benefits to avoid any further legal complication in the matter.

7. Government after careful examination of the matter, and keeping in view of the orders dated 23.02.2023 in W.P.No.4462 of 2023 filed by Sri G.Krishna Rao, Retired P&E Inspector, have decided to implement the orders of Hon'ble High Court dated 23.02.2023 and to pay the interest @ 9% p.a. on the delayed pensionery benefits to Sri G.Krishna Rao, Retired P&E Inspector.

8. Accordingly, Government hereby order to pay the interest @ 9% p.a. on the delayed pensionery benefits i.e., Full Pension, Gratuity, Encashment of Earned Leave, and Commutation of Pension, from the date of retirement to till date of actual payment made to Sri G.Krishna Rao, Retired P&E Inspector.

9. The Commissioner of Prohibition and Excise shall take further necessary action in the matter, accordingly.

10. This order issues with concurrence of Finance (HR) Department vide their UO.No.FIN 01-HROMISC/59/2023-HRIII, dated:12.07.2023.

**Dr. RAJAT BHARGAV**
**SPECIAL CHIEF SECRETARY TO GOVERNMENT**

To
Sri G.Krishna Rao, Retd P&E Inspecor through the Commissioner of Prohibition and Excise Department, AP, Vijayawada
The Commissioner of Prohibition and Excise Department, AP, Vijayawada
Copy to:
The Finance (HR-III) Department, A.P.Secretariat, Velagapudi.
The Accountant General, Andhra Pradesh, Vijayawada.
The Director of Treasuries and Accounts, AP, Vijayawada.
The Dy.Commr of P&E Dept., Guntur.
The Dist. P&E Officer, Ongole, Prakasam District.
Sc/Sf

**//FORWARDED::BY ORDER//**

**SECTION OFFICER**